

Randy Sullivan (229326)  
Randy@pattonsullivan.com  
**PATTON & SULLIVAN LLP**  
6600 Koll Center Parkway, Suite 250  
Pleasanton, California 94566-8058  
925-600-1800 Phone  
925-600-1802 Fax

Attorneys for Plaintiffs,  
Ryan Cox and Blane Cox

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

RYAN COX, and BLANE COX,

Plaintiffs,

v.

THE COUNTY OF ALAMEDA, a  
municipal corporation; the CITY OF  
DUBLIN, a municipal corporation;  
DEPUTY MARC G. DINIS; and DOES  
1-10,

Defendants.

Case: 4:13-cv-04449-KAW

**STIPULATION AND  
~~PROPOSED~~ ORDER TO  
CONTINUE EXPERT  
DEADLINES AND CONTINUE  
THE CASE MANAGEMENT  
CONFERENCE**

Complaint Filed: September 25, 2013

Trial Date: February 9, 2015

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES,  
through their attorneys of record that:

1. The parties wish to continue the non-expert discovery by a week to  
September 16, 2014, and continue the expert deadlines by four weeks. However,  
the parties wish to maintain all other deadlines, including, but not limited to, the  
last day to hear a motion for summary judgment, the pretrial conference, and trial

1 date as set forth in the January 7, 2014, Case Management Conference and Order  
2 for Jury Trial.

3       2.     The parties also respectfully request a continuance of the Case  
4 Management Conference until after the August 27, 2014, Settlement Conference  
5 scheduled with the Honorable Maria-Elena James. The parties have met and  
6 conferred, and have agreed to September 2, 2014, as the new Case Management  
7 Conference date.

8       3.     The parties respectfully request the continuance because there is  
9 currently pending an August 27, 2014, Settlement Conference scheduled with the  
10 Honorable Maria-Elena James. By continuing the expert deadlines the parties  
11 will save substantial sums that can be applied towards a settlement of the matter,  
12 thereby increasing the likelihood of settlement.

13       4.     The parties respectfully request that any modification of the expert  
14 deadlines still maintain the current trial date, pretrial conference date, and the last  
15 day to hear a motion for summary judgment.

16       5.     The parties respectfully request that the deadline to disclose experts  
17 and expert reports be continued four weeks from September 9, 2014, to  
18 October 7, 2014.

19       6.     The parties respectfully request that the last day to disclose rebuttal  
20 experts and their reports be continued from September 23, 2014, to October 21,  
21 2014.

22       7.     The parties respectfully request that the expert discovery cutoff,  
23 including any testing or inspections be continued four weeks from  
24 October 7, 2014, to November 4, 2014.

25 ///

26 ///

27 ///

1 Dated: August 14, 2014

**PATTON & SULLIVAN LLP**

2  
3 By: /s/Randy Sullivan  
4 Randy Sullivan

5 Attorneys for Plaintiffs

6 Dated: August 14, 2014

**HAAPALA, THOMPSON & ABERN, LLP**

7  
8 By: /s/Rebecca S. Widen  
9 Rebecca S. Widen

10 Attorneys for Defendants

11 **ORDER**

12 Good cause appearing and based upon the foregoing Stipulation:

13  
14 IT IS ORDERED that the Court shall modify the January 7, 2014, Case  
15 Management Conference and Order for Jury Trial, deadlines as follows:

16 1. The last day to complete all non-expert discovery shall be  
17 September 16, 2015.

18 2. The last day to disclose experts and expert reports shall be  
19 October 7, 2014.

20 3. The last day to disclose rebuttal experts and their reports shall be  
21 October 21, 2014.

22 4. The expert discovery cutoff, including any testing or inspections  
23 deadlines shall be continued to November 4, 2014.

24 ///

25 ///

26 ///

27 ///

1           5.     It is further ordered that the Case Management Conference currently  
2 scheduled for August 19, 2014 be rescheduled to September 9, 2014, at  
3 1:30 p.m., after the Mandatory Settlement Conference scheduled for August 27,  
4 2014.

5  
6 Dated: 8/15/14

7   
8 Kandis A. Westmore  
United States Magistrate Judge  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28